## UNITED STATES DISTRICT COURT EASTERN DISTRICT OF PENNSYLVANIA

CO., LTD. as Owner of the M/T ATHOS I, for Exoneration from or Limitation of Liability,	) ) Civil Action No. 05-cv-305 (JHS)
	) CONSOLIDATED
UNITED STATES OF AMERICA,	)
Plaintiff,	) Civil Action No. 08-cv-2898 (JHS)
v.	)
CITGO ASPHALT REFINING	)
COMPANY, CITGO PETROLEUM	)
CORPORATION, and CITGO EAST	)
COAST OIL CORPORATION,	)
COAST OIL CORPORATION,	)
D ( 1 .	)
Defendants.	)

## **NOTICE OF APPEAL**

NOTICE IS HEREBY GIVEN that the United States of America, plaintiff in the captioned consolidated action Civil No. 08-cv-2898 (JHS), hereby appeals to the United States Court of Appeals for the Third Circuit from the Final Order of Judgment (No. 888 in Civil Action No. 05-cv-305) entered on August 17, 2016. This appeal includes that Final Order of Judgment, as well as all other rulings and orders adverse to the United States in these consolidated actions that are reviewable in this appeal.

Dated: October 14, 2016

Respectfully submitted,

BENJAMIN C. MIZER Principal Deputy Assistant Attorney General

ZANE DAVID MEMEGER United States Attorney MARGARET L. HUTCHINSON Chief, Civil Division

/s/ Stephen G. Flynn STEPHEN G. FLYNN Assistant Director Admiralty SARAH S. KEAST Trial Attorney Torts Branch, Civil Division Department of Justice Post Office Box 14271 Washington, D.C. 20044-4271 Telephone: (202) 616-4070 Facsimile: (202) 616-4002 Stephen.Flynn@usdoj.gov

Sarah.Keast@usdoj.gov
Attorneys for Plaintiff United States

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on October 14, 2016, I served the foregoing Notice of Appeal on the following counsel of record by way of the CM/ECF system which will provide each counsel a copy by electronic mail.

Derek Walker, Esq. J. Dwight LeBlanc, Jr. Esq Chaffe McCall, LLP 1100 Poydras St. New Orleans, LA 71063-2300

Richard Q. Whelan, Esq. Frank P. DeGiulio, Esq. Palmer Biezup & Henderson LLP 956 Public Ledger Building 620 Chestnut Street Philadelphia, PA 19106-3409

Alfred J. Kuffler, Esq. Montgomery, McCracken, Walker & Rhoads, LLP 123 South Broad St. Philadelphia, PA 19109

John J. Levy, Esq. Montgomery, McCracken, Walker & Rhoads, LLP 457 Haddonfield Rd., Suite 600 Cherry Hill, NJ 08200

/s/ Stephen G. Flynn
STEPHEN G. FLYNN
Assistant Director Admiralty
SARAH S. KEAST
Trial Attorney
Torts Branch, Civil Division
U.S. Department of Justice
P.O. Box 14271
Washington, DC 20044-4271
Telephone: (202) 616-4070
Stephen.Flynn@usdoj.gov
Sarah.Keast@usdoj.gov